

## **Commissioners of St. Mary's County Meeting Minutes (Tuesday, September 1, 2015)**

*Generated by Sharon Ferris on Tuesday, September 8, 2015*

### **Members present**

Commissioner President James R. Guy  
Commissioner Michael L. Hewitt  
Commissioner Tom Jarboe  
Commissioner Todd B. Morgan  
Commissioner John E. O'Connor  
County Administrator, Dr. Rebecca Bridget  
Sharon Ferris, Recorder

### **1. JOINT COMMISSIONERS OF ST. MARY'S COUNTY AND BOARD OF EDUCATION MEETING**

Present: Karin Bailey, Chairman, BOE  
Mary Washington, member, BOE  
Kathy Allen, member, BOE  
Maryland Crosby, member, BOE  
Rita Weaver, member, BOE  
J. Scott Smith, Superintendent, SMCPs  
Maureen Montgomery, Deputy Superintendent, SMCPs  
Jeff Walker, Assistant Superintendent of Supporting Services, SMCPs  
Kimberly Howe, Director of Capital Planning and Green Schools, SMCPs

County Staff present:

George Sparling, County Attorney  
Brian Loewe, Director, Recreation and Parks

Commissioner President Guy opened the joint meeting at 8:50 am and reviewed the agenda. Karin Bailey, Chairman, Board of Education, expressed gratitude for the working relationship established between the Commissioners and the Board of Education during the previous budget cycle and thanked them for hosting the meeting.

**Drug-free School Zone.** George Sparling presented a resolution to approve Drug-free Zone Maps for school properties.

I move to approve the resolution to approve Drug-free Zone Maps as an official record to depict the location and boundaries of the areas approved as an official record of the location and boundaries of areas within 1,000 feet of real property owned by or leased to an elementary school, secondary school, or the Board of Education of St. Mary's County and used for school purposes.

Commissioner Jarboe moved, second by Commissioner Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**Board of Education CIP Projects.** Jeff Walker, Deputy Superintendent of Supporting Services, provided an overview of projects for FY2015 and projected projects for FY2016 and explained the funding stream for each project. The pros/cons of the use of re-locatable classrooms were discussed.

**Five S's.** J. Scott Smith, Superintendent of Schools reviewed the St. Mary's County Public Schools (SMCPS) Mission Statement noting previous goals and objectives associated with it. In an effort to streamline and understand what the mission statement really means for day-to-day work of students, staff, and schools, it was decided that the overarching theme is commitment. Commitment to:

- **Students** - to focus on teaching and learning in order to support students in achieving their goals;
- **Staff**- to engage and support professional growth to meet the expectations of performance;
- **Schools** – to create and maintain safe, engaging, learning environments for our students and staff;
- **Stakeholders** – to inform and engage our parents and partners in education of our children; and,
- **Sustainability** – to only invest in that which furthers our mission and is explicitly build into our budget.

Staff members are in the process of providing their input on this concept and then students and stakeholders will provide their input.

**Future Agenda Items.** A suggested topic for the next meeting was Modernization – Textbooks. It was suggested that more than two meetings per year should be held.

## **2. WELCOME**

The regular business meeting was called to order by Commissioner President Guy at 10:30 am in the Chesapeake Building Meeting Room, Governmental Center.

### **Approval of Minutes**

I move to approve the minutes of August 4, 2015 as presented.

Motion by Commissioner Todd B. Morgan, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

## **3. RECOGNITION**

A Proclamation was presented for Forget-Me-Not Month

#### **4. COUNTY ADMINISTRATOR**

##### **A. DRAFT AGENDA FOR Sept. 15, 2015.**

##### **B. ST. MARY'S COUNTY LIBRARY - Certification for Cooperative Local-State Library Aid Programs FY2016**

I move to approve and authorize the Commissioner President to execute the Certification for Cooperative Local-State Library Aid Programs for FY2016, which conforms to the State and County's funding allocation for FY2016.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

##### **C. ST. MARY'S COUNTY HEALTH DEPT. - FY2016 Core Public Health Services Funding Agreement**

I move to authorize the Commissioner President to sign the FY2016 Core Public Health Services Funding Agreement which confirms to the State, the County's funding allocation for FY2016.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

##### **D. DEPT. OF ECONOMIC DEVELOPMENT - Transfer of State Bond Allocation to Maryland Department of Housing and Community Development (DHCD)**

I move that St. Mary's County's 2015 allocation of the Maryland State Ceiling made by the Secretary of Business and Economic Development be transferred to the Maryland Department of Housing and Community Development, and authorize the Commissioner President to execute the required letter of transfer.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

##### **E. DEPT. OF ECONOMIC DEVELOPMENT - Resolution of Support for Housing Authority of St. Mary's County**

I move to authorize the Commissioners to sign a resolution of support for the Housing Authority of St. Mary's County's application to the Maryland Department of Housing and Community Development seeking a \$129,232 Community Legacy grant to support the renovation of 10 townhomes in and around the Colony Square neighborhood in Lexington Park.

Motion by Commissioner Todd B. Morgan, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

##### **F. DEPT. OF EMERGENCY SERVICES & TECHNOLOGY- FFY2015 Emergency Management Performance Grant Award Acceptance**

I move to approve the FFY2015 Sub-Recipient Agreement for the Emergency Management Performance Grant, Project US1612, from the Department of Homeland Security on behalf of the Emergency Services & Technology Department in the amount of \$91,961, and the related budget amendment to decrease the approved budget by \$539, and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**G. DEPT. OF PUBLIC WORKS AND TRANSPORTATION** - Broad Creek Subdivision: Resolution to accept roadways into the County's Highway Maintenance System and Ordinance authorizing the posting of stop signs and speed limit signs.

(1) I move to adopt the Resolution to accept Broad Creek Drive, Albatross Road, and Abis Street into the St. Mary's County Highway Maintenance System and (2) I move to adopt the Ordinance setting a maximum speed and establishing stop intersections for Broad Creek Drive, Albatross Road, and Abis Street in the Broad Creek Subdivision.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**H. DEPT. OF PUBLIC WORKS & TRANSPORTATION** – Pembroke Subdivision, Section 2: Resolution to accept the roadway, known as Shelton Drive into the County's Highway Maintenance System and Ordinance authorizing the posting of stop signs.

(1) I move to adopt the Resolution to accept Shelton in Pembroke, Section 2, Subdivision, into the St. Mary's County Highway Maintenance System and (2)

I move to adopt the Ordinance setting a maximum speed and establishing stop intersections for Shelton Drive at Colby Drive and Shelton Drive at Middlegate Drive/Haverford Court at Pembroke, Section 2 Subdivision.

Motion by Commissioner Todd B. Morgan, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**I. DEPT. OF PUBLIC WORKS & TRANSPORTATION** - Right Of Entry Agreements for Debris Management Sites

I move to approve and authorize the Commissioner President to execute the Right-Of-Entry Agreements and move to approve the Resolution to delegate to the Director of the St. Mary's County Department of Public Works & Transportation the authority to execute additional rights-of-entry agreements as required.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**J. DEPT. OF AGING & HUMAN SERVICES** - Revised Notification of Grant Award for FY2015 Nutrition Service Incentive Program (NSIP)

I move to approve the Revised Notification of Award for the FY2015 Nutrition Service Incentive Program (NSIP) grant project #US1506 from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services to provide meals to our seniors, in the amount of \$47,766 and the related budget amendment to increase the project budget by \$10,823, and authorize the Commissioner President to execute the related documents.

Motion by Commissioner Todd B. Morgan, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**K. DEPT. OF AGING & HUMAN SERVICES** - FY2016 State Hold Harmless Notification of Grant Award

I move to approve the State Hold Harmless Notification of Grant Award project #MD1611 from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services to supplement Older Americans Act eligible services in the amount of \$20,892 and the related budget amendment to establish the project budget, and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**L. DEPT. OF AGING & HUMAN SERVICES** - FY2016 State Grants Notification of Grant Award

I move to approve the FY2016 State Grants Notification of Grant Award project #MD1601, 1602, 1604, 1606 and 1614 from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services for programs and services for the seniors of St. Mary's County in the amount of \$81,993, and the related budget amendments that include decreasing the grant funds by \$10,142 net and reducing County funding by \$1,333 net and authorize the Commissioner President to execute the related documents.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**M. DEPT. OF AGING & HUMAN SERVICES** - FY2016 Grant Award and budget documents for Year 3 of the Retired & Senior Volunteer Program (RSVP) grant from the Corporation for National & Community Service

I move to approve the Notification of Grant Award (NGA) for the Retired & Senior Volunteer Program (RSVP) grant project #US1610 from the Corporation for National & Community Service in the amount of \$41,760 to give local seniors the opportunity to enrich their lives by utilizing their skills and interests to benefit our community, and authorize the Department Head to submit the NGA electronically, consistent with the document reviewed by the Commissioners

of St. Mary's County and authorize the Commissioner President to execute the related budget amendment.

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**N. DEPT. OF AGING AND HUMAN SERVICES** - Federal Fiscal Year 2015 and State Fiscal Year 2016 Maryland Department of Housing and Community Development Emergency Solutions Grant Program Application

I move to approve the Emergency Solutions Grant application, project US1656, from the Maryland Department of Housing and Community Development on behalf of the St. Mary's County Department of Aging and Human Services in the amount of \$145,000 to support homeless shelters and services for St. Mary's County residents.

Motion by Commissioner Todd B. Morgan, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**O. DEPT. OF AGING AND HUMAN SERVICES** - Behavioral Health Administration FY2016 Conditions of Grant Award and Addendum #1

I move to approve the Addendum #1 labeled Attachment B to the Conditions of Award for the FY2016 Substance Abuse Prevention and Treatment Services Grant between the County and the Maryland Behavioral Health Administration on behalf of the St. Mary's County Department of Aging & Human Services, which adds conditions to the previously approved conditions of award, as stipulated in the addendum, affecting projects MD1697, US1655, MD1659, and US1623 and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**P. DEPT. OF AGING AND HUMAN SERVICES** - Three Oaks Center CDBG Project

I move that the Office of the County Attorney be authorized to schedule a public hearing on the proposed Three Oaks Center Community Development Block Grant (CDBG) project."

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

**Q. DEPT. OF FINANCE** - Maryland Rural Counties Coalition Membership for FY2016

I move to approve County membership in the Maryland Rural Counties Coalition for the amount of \$1,000, and authorize the Commissioner President to execute the budget amendment increasing County funding by \$1,000 by using the CSMC Emergency Reserve."

Motion by Commissioner Tom Jarboe, second by Commissioner Todd B. Morgan.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

## **5. MAIN AGENDA ACTION ITEM**

**A. DEPT. OF PUBLIC WORKS & TRANSPORTATION** – Ordinance to Regulate the Removal of Frozen Precipitation from Public Sidewalks and Streets

*Commissioner Hewitt stated that due to his concern for elderly individuals who may not be able to clean their walkways, he could not support the proposed Ordinance.*

I move to amend the draft Ordinance by changing "thirty-six (36) hours" to "seventy-two (72) hours" in Section 260-2, by correcting the reference to §12-804(2) in Section 260-5 to §12-804(a)(2) and adding: "Sec. 260-7. Enforcement. The Director of the St. Mary's County Department of Public Works & Transportation, and designees of the Director, shall have the authority and duty to administer and enforce the provisions of this Ordinance, including the authority to issue a citation for a civil infraction" and to adopt the proposed Ordinance as amended.

Motion by Commissioner John E. O'Connor, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Jarboe, Morgan, O'Connor

Nay: Commissioner Hewitt

## **MOTION TO ENTER INTO EXECUTIVE SESSION**

i move to enter into Executive Session at 1:00 pm for the purpose of discussing Litigation.

Commissioner Morgan moved, second by Commissioner Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

## **6. LUNCH RECESS**

## **7. EXECUTIVE SESSION**

A. Executive Session: Litigation

Present: Commissioner James R. Guy, President  
Commissioner Michael L. Hewitt  
Commissioner Tom Jarboe  
Commissioner Todd B. Morgan  
Commissioner John E. O'Connor

Rebecca Bolton Bridgett, Ed.D., County Administrator  
Randy Burns, Procurement Manager  
George Erichsen, Director, Dept. of Public Works and Transportation  
George Sparling, County Attorney  
Patricia Stiegman, Deputy Finance Director  
Donna Gebicke, Administrative Assistant

Authority: Local Government Article Section 9-512(a)(2)  
Time Held: 1:05 pm – 1:12 pm  
Subject: Litigation

I move to approve final settlement on disputed claim, Contract No. SMC-11-DPWT-58660.

Commissioner Morgan moved, second by Commissioner Jarboe.  
Final Resolution: Motion Carries  
Yea: Commissioners Guy, Hewitt, Jarboe, Morgan, O'Connor

## **8. PUBLIC HEARING**

**A. OFFICE OF THE COUNTY ATTORNEY** - Public Hearing to Amend §217-1 of the Code of St. Mary's County, Maryland, to Establish the Effective Date of Revisions and Amendments of the National Electrical Code

Commissioner Guy opened the public hearing at 1:30 pm.

**Present:** George Sparling, County Attorney

Notice of public hearing was posted in *The Enterprise Newspaper* on August 14 and 21, 2015. The National Electrical Code is revised and amended from time to time and is adopted as the St. Mary's County Electrical Code. The Board of Electrical Examiners noted the current Ordinance does not allow sufficient time between publication and adoption of National Electrical Code. This ordinance will extend the time of the effective date of revisions.

Commissioner Guy opened the meeting for public comment. There were no public comments. Commissioner Guy stated the record would be left open for 10 days to receive public comments on this matter and closed the public hearing at 1:35 pm.

**B. DEPT. OF PUBLIC WORKS AND TRANSPORTATION** – Public Hearing - 2016-2025 Comprehensive Solid Waste Management & Recycling Plan

Commissioner Guy opened the public hearing at 2:00 pm.

**Present:** George Erichsen, Director, Dept. Public Works and Transportation

Notice of public hearing was posted in *The Enterprise Newspaper* on August 14 and 21, 2015, and affidavit of public hearing postings on August 6, 2015, was presented at the public hearing. St. Mary's County Government is required to update its Solid Waste Plan to cover a 10-year period and forward to the state by September 30, 2015. Input for the plan was received

from Land Use and Growth Management, MetCom, Navy, Commission on the Environment, Board of Education, Town of Leonardtown, the Health Department, and customer surveys at the Convenience Centers. This public hearing is being held to afford the public a final opportunity to provide input.

Commissioner Guy opened the meeting for public comment. There were no public comments. Commissioner Guy stated the record would be left open for 10 days to receive public comments on this matter and closed the public hearing at 2:05 pm.

## **9. COMMISSIONER'S TIME**

The Commissioners highlighted events attended over the past week and provided general comments on a number of items they have been addressing since the last meeting.

Requests for action are noted below:

Commissioner Hewitt: (1) would like to see a minimum of two commissioner meetings during each summer month; (2) asked that Commissioners send a message to the Metropolitan Commission about the need to do something about failing septic systems at St. Clements Shores and a letter to the Maryland Department of the Environment asking for flexibility to allow expansion of the treatment plant; and (3) noted the County needs to address the operating costs of the County's museums during the next budget cycle.

## **10. ADJOURN**

The meeting adjourned at approximately 2:10 pm.

Minutes approved by the Commissioners of St. Mary's County on \_\_\_\_\_

\_\_\_\_\_  
Sharon Ferris, Senior Administrative Coordinator (Recorder)

## **11. PUBLIC FORUM**

Commissioner Guy opened the public forum at 6:30 pm. in the Chesapeake meeting room.

### **Carl Neeley, 41596 Cemetery Rd., Leonardtown, MD 20650**

Emergency exit road from Capt. Walter Duke Elementary School to Cemetery Road – Concerned that the road is unsafe for school bus traffic. Road was never completed, so would like to see road connected to Cemetery and then maintained in usable condition. Suggested the road should be tested by driving one of the larger school buses over it just in case there is an emergency. (Written comments were provided to the Commissioners.)

### **Christine Morgan, 45630 Legerton Lane, Lexington Park, MD 20653**

1. Requested help with rezoning her 20 acres of land next to Myrtle Point Park to build a house.
2. Wants to subdivide her lot at house she is living in and Health Department won't give her approval until she hooks up to city sewerage. She has been paying for line in front of her house

as required by METCOM, but can't afford to pay their fees to connect at this time. Her septic system is working fine.

**Eve Taylor, Cornwall Dr., California, MD 20619**

Property dispute - feels she is being harassed. Provided handout to Commissioners.

**AnnaLiza Pickering, 45279 Keyport Ct., California, MD 20619**

Supports Ms. Taylor's comments.

**Roderick Lewis, 20820 Skipjack, Lexington Park, MD 20653**

Representing NAACP. Community members in the Lexington Park area would like a Community Center located in Lexington Park. Group has formed a steering committee to determine their needs and will submit proposals to Commissioners. A petition is being circulated in support of a community center.

**Shamia Bowers, 21725 St. Lo Place, Lexington Park, MD 20653**

Supports a Teen Center. Expressed concern with trash scattered around in the Patuxent Homes, North Essex neighborhood. A few neighbors try to keep area clean - would like to see trash bins placed in area to give incentive to others.

**Janice Walthour, 20493 Partin's Lane, Lexington Park, MD 20653**

1. Wants to see St. Mary's County close the economic gap. Pay ranges in the County are from \$30,000 to \$100,000 plus. Would like to see the Tech Center open in evenings for job training.
2. Highway Safety Issue. Going north on 235, turning left onto Great Mills Rd. at the second gate of NAS there are no lane markers as two lanes make the turn. Cars almost collide not knowing which lane is which. Wants striped lanes added.

**Christian Alderucci, 23575 Belmar Dr., Leonardtown, MD 20650**

Need stop lights at entrance of Leonard's Grant and Hospital. Knows SHA is doing studies and wants Commissioners to continue to pressure for lights at those entrances.

**DeForest Rathbone, 18816 McKays Beach Rd., Leonardtown, MD 20650**

Parent Drug Prevention Advocate. First SMC Parents drug summit held in March 2014. Commended Commissioners for their leadership against drugs. Does not want marijuana farms in St. Mary's County. Would like to see a SMC Drug Czar appointed for this growing public health problem. Provided handout to Commissioners.

**Alanzo Gaskin, 16957 Three Notch Rd., Dameron, MD**

Years ago suggested Recreation and Parks build recreation centers inside their parks for citizens to hold functions. Requested the County allocate funds for a facility at the south end of the county and let the community determine the types of programs that would best meet their needs.

**Steve Woodburn, 22570 Calvert St., Leonardtown, MD 20650**

Want to see circle at Leonard's Grant instead of stop lights. Concerned with congestion at the Abell's Wharf boat ramp - would like to see enough space to accommodate people putting boats in and taking them out without long wait.

**Joseph Oliver, 41630 Marie Ct., Leonardtown, MD 20650**

Safety issue. Would like to see speed cameras installed on the Rt. 5 corridor through Leonardtown to slow down traffic. Speed limit is 40 miles per hour and hardly anyone maintains that speed.

Commissioner Guy closed the public forum at 7:15 pm.